



NOTICE OF APPEAL  
FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS AND INTERFERENCES

Attorney Docket No. 016907/0935

In re Patent Application of:

Susumu HASHIMOTO et al.

Serial No.: 09/785,458

Group Art Unit: 2652

Filed: 2/20/01

Examiner: B. Miller

For: MAGNETORESISTANCE EFFECT ELEMENT WITH  
IMPROVED ANTIFERROMAGNETIC LAYER

RECEIVED

OCT 07 2002

Technology Center 2600

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the final rejection dated April 2, 2002, of the Primary Examiner finally rejecting 11-20, 22, 23, 26-29, 38-40 and 43-55.

The item(s) checked below are appropriate:

1. ☒ A Three-Month Petition for Extension of Time extending the reply period to October 2, 2002 is attached.
2. ☒ Notice of Appeal Fee of \$320.00 is  
☒ Enclosed  
☐ Not required (Fee paid in prior appeal)  
☐ Charge to Deposit Account No. 19-0741  
(One additional copy of this Notice enclosed herewith)
3. ☒ A check in the total amount of \$1,240.00 is enclosed for the Notice of Appeal fee and the Petition for Extension of Time fee. The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0741.

10/03/2002 CNSUYEN 00000120 09785458

01 FC:119  
02 FC:117

320.00 OP  
-920.00 OP

10/2/02  
Date

Respectfully submitted,

Pavan K. Agarwal  
Registration No. 40,888

FOLEY & LARDNER  
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Washington, D.C. 20007-5109  
Tel: (202) 672-5300



Atty. Dkt. No. 016907-0935

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Susumu HASHIMOTO et al.  
Title: MAGNETORESISTANCE EFFECT  
ELEMENT WITH IMPROVED  
ANTIFERROMAGNETIC LAYER  
Appl. No.: 09/785,458  
Filing Date: 02/20/2001  
Examiner: B. Miller  
Art Unit: 2652

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OCT 07 2002

**Technology Center 2600**

**AMENDMENT TRANSMITTAL**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.
- ☐ Small Entity statement is enclosed.
- ☒ The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	23	42	0	x \$18.00	\$0.00
Independents:	2	5	0	x \$84.00	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$0.00

- ☒ Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$400.00	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$920.00	\$920.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,440.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,960.00	\$0.00
EXTENSION FEE TOTAL:			\$920.00
CLAIMS AND EXTENSION FEE TOTAL:			\$920.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:			\$920.00

- ☐ Please charge Deposit Account No. 19-0741 in the amount of \$920.00. A duplicate copy of this transmittal is enclosed.
- ☒ A check in the amount of \$1,240.00 is enclosed in payment of the Notice of Appeal and Petition for Extension of Time.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

10/2/02

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By

 Reg No 43445

For

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